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Attorneys for Defendant and Cross-Claimant
MOYER PRODUCTS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAXIM I PROPERTIES, a general
partnership,

Plaintiff,

v.

A.M. BUD KROHN, et al.,

Defendants.

CASE NO. 4:12-CV-00449 DMR

**JOINT STIPULATION AND REQUEST
FOR CONTINUANCE OF FURTHER
CASE MANAGEMENT
CONFERENCE AND RELATED
DEADLINES; ORDER (AS MODIFIED)**

AND RELATED CROSS-ACTIONS.

Judge: Honorable Donna M. Ryu
Action Filed: January 27, 2012

This Joint Stipulation and Request for Continuance of the scheduled Case Management Conference is submitted on behalf of all parties remaining in this litigation as a result of ongoing settlement negotiations held pursuant to ADR Local Rule 7-1, under the direction of Magistrate Judge Cisneros.

WHEREAS, pursuant to this Court's order of February 23, 2024 (Doc. 354) granting the Order (as modified) on the Joint Stipulation and Request for Continuance of Case Management Conference and Related Deadlines, the Court set a date of April 17, 2024, at 1:30 p.m. for a continued Case Management Videoconference; and

WHEREAS, said Order (as modified) also set a deadline of April 10, 2024 for the parties to file a Joint Case Management Conference Statement; and

1 WHEREAS, by minute order dated February 15, 2024 (Doc. 3553), a telephonic status
2 conference was scheduled with Magistrate Judge Cisneros on March 28, 2024 at 1:00 p.m. for the
3 parties to provide Judge Cisneros a progress update regarding resolution of the case. The parties
4 appeared at the March 28 telephonic status conference and advised Magistrate Judge Cisneros
5 that the parties' settlement negotiations are ongoing and the parties continue to be in
6 communication with the California Department of Toxic Substances Control (DTSC) in
7 furtherance of these settlement efforts. As a result of that status conference call, Magistrate Judge
8 Cisneros issued a minute order on March 28, 2024 (Doc. 356) to reconvene the status conference
9 call on April 4, 2024 at 1:00 p.m. and requested that the parties invite DTSC to participate in the
10 April 4 call. On April 4, 2024, the parties attended the reconvened status conference. DTSC did
11 not participate in the April 4 call but is in contact with the parties in furtherance of discussions
12 related to settlement efforts. Additional meetings and communications with DTSC remain
13 necessary to the ongoing settlement efforts. Magistrate Judge Cisneros has therefore set a further
14 telephonic conference for May 2, 2024, at 4:00 p.m. (Doc. 357).

15 WHEREAS, in recognition of the May 2, 2024 status conference with Magistrate Judge
16 Cisneros and the ongoing communications with DTSC regarding issues critical to the settlement
17 efforts, the parties agree and request that the Case Management Conference, currently scheduled
18 on April 17, 2024, be continued to a date after June 6, 2024, subject to the Court's availability.
19 The parties further agree and request that the current deadline to file a joint Case Management
20 Conference Statement be continued to a date consistent with the new Case Management
21 Conference.

22 NOW, THEREFORE, the parties hereby stipulate and jointly request that:

23 1. The Case Management Conference currently scheduled on April 17, 2024 shall be
24 continued to a date convenient for the Court after June 6, 2024; and

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26 ///

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2. The date for submission and filing of a joint Case Management Conference Statement be continued to an appropriate date prior to the date of the continued Case Management Conference.

DATED: April 5, 2024

SOMACH SIMMONS & DUNN
A Professional Corporation

By: /s/ Theresa C. Barfield
THERESA C. BARFIELD
Attorneys for MOYER PRODUCTS, INC.

DATED: April 5, 2024

NIXON PEABODY LLP

By: /s/ Theresa C. Barfield (for Gregory O'Hara)
GREGORY P. O'HARA
Attorneys for MAXIM I PROPERTIES

DATED: April 5, 2024

BERKES CRANE SANTANA & SPANGLER LLP

By: /s/ Theresa C. Barfield (for Laurie Julien)
LAURIE S. JULIEN
Attorneys for CENTRAL COATING COMPANY, INC.

DATED: April 9, 2024

BURNHAM BROWN

By: /s/ Theresa C. Barfield (for Charles Alfonzo)
CHARLES ALFONZO
Attorneys for A.M. BUD KROHN and
NATIONAL AUTO RECOVERY BUREAU, INC.

DATED: April 5, 2024

SILICON VALLEY LAW GROUP

By: /s/ Theresa C. Barfield (for Kathryn Barrett)
KATHRYN E. BARRETT
Attorneys for TELEWAVE, INC. and
THERMIONICS LABORATORY, INC.

DATED: April 9, 2024

SPENCER FANE LLP

By: /s/ Theresa C. Barfield (for Servando Sandoval)
SERVANDO SANDOVAL
Attorneys for SPRAYTRONICS, INC.

SOMACH SIMMONS & DUNN
A Professional Corporation

1 DATED: April 5, 2024

LEWIS BRISBOIS BISGAARD & SMITH

2 By: /s/ Theresa C. Barfield (for Robert Farrell)
3 GLENN FRIEDMAN
4 ROBERT FARRELL
Attorneys for THE SHERWIN-WILLIAMS
COMPANY

5 DATED: April 5, 2024

BAY LAW GROUP LLP

6 By: /s/ Theresa C. Barfield (for Joshua Bloom)
7 JOSHUA A. BLOOM
8 Attorneys for RENESAS ELECTRONIC
AMERICA, INC.

GENERAL ORDER 45 CERTIFICATION

I, Theresa C. Barfield, hereby attest, pursuant to N.D. Cal. General Order No. 45, that the concurrence to the filing of this document has been obtained from each signatory hereto, with the person approving the stipulation and consenting to the signing thereof noted on each signature line.

DATED: April 5, 2024

SOMACH SIMMONS & DUNN
A Professional Corporation

By: /s/ Theresa C. Barfield
Theresa C. Barfield
Attorneys for MOYER PRODUCTS, INC.

SOMACH SIMMONS & DUNN
A Professional Corporation

ORDER AS MODIFIED

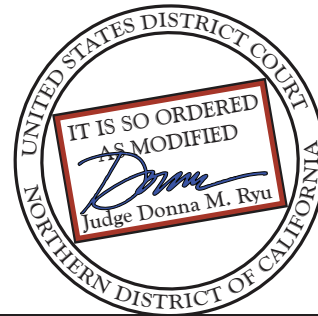
PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING THEREFORE, IT IS
HEREBY ORDERED THAT:

1. The Further Case Management Conference scheduled for April 17, 2024, at
1:30 p.m. is hereby continued to July 17, 2024, at 1:30 p.m. in Oakland, by videoconference
only, before Chief Magistrate Judge Donna M. Ryu. All counsel and parties may access the
webinar information (public hearings) at <https://cand.uscourts.gov/judges/ryu-donna-m-dmr/>.

2. Parties shall file an updated Joint Case Management Conference Statement by
July 10, 2024.

IT IS SO ORDERED AS MODIFIED.

DATED: April 10, 2024



Chief Magistrate Judge Donna Ryu

SOMACH SIMMONS & DUNN
A Professional Corporation

CERTIFICATE OF SERVICE*Maxim I Properties v. Krohn, et al.*United States District Court – Northern District of California
Case No. 4:12-cv-00449-DMR

I am a citizen of the United States and am employed in the County of Sacramento, State of California. I am over the age of eighteen (18) and not a party to the within action. My business address is 500 Capitol Mall, Suite 1000, Sacramento, California 95814. I declare that I am employed in the offices of a member of the bar of this court at whose direction the service was made.

XX [Electronic Transmission] I hereby certify that on the date identified below, I electronically transmitted the foregoing **JOINT STIPULATION AND REQUEST FOR ADDITIONAL CONTINUANCE OF CASE MANAGEMENT CONFERENCE AND RELATED DEADLINES; [PROPOSED] ORDER** to the Clerk of the Court using the CM/ECF System for filing, which will generate and transmit a notice of electronic filing to the CM/ECF registrants identified on the attached Service List:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on April 9, 2024, at Sacramento, California.

/s/ Jennifer Estabrook

Jennifer Estabrook

SOMACH SIMMONS & DUNN
A Professional Corporation

SERVICE LIST

COUNSEL	PARTIES
<p>Charles Anthony Alfonzo Eric R. Haas Burnham Brown 1901 Harrison Street, 11th Floor P.O. Box 119 Oakland, CA 94612 Telephone: (510) 444-6800 Email: calfonzo@burnhambrown.com ewong@burnhambrown.com ehaas@burnhambrown.com dwatson@burnhambrown.com</p> <p>Kimberly Chew Dentons US LLP One Market Plaza, Spear Tower, 24th Floor San Francisco, CA 94105 Telephone: (415) 267-4000 Email: kimberly.chew@dentons.com agranger@burnhambrown.com ahokafonu@burnhambrown.com</p>	<p><i>Attorneys for Cross-Defendants</i> A.M. BUD KROHN and NATIONAL AUTO RECOVERY BUREAU, INC.</p>
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